IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 10245 of 2005

Between:

T. Kamalaiah, S/o. Veeraiah,
Torruru, Warangal District.

..... PETITIONER

AND

The Regional Manager, APSRTC, Warangal Region,

Warangal District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a Writ, order or direction more in the nature of Writ of Mandamus directing the respondent herein to grant special grade increment to the petitioner after completion of 12 years of service from the date of initial appointment without insisting the service in same division or Region with all consequential benefits including refixation of pay and arrears of pay and pass such other order or orders.

Counsel for the Petitioner: MR.P.GOVINDA RAJULU

Counsel for the Respondent: SMT.P.RAJANI REDDY

The Court at the admission stage made the following :

ORDER:

For not granting stagnation increment the present petition is filed. According to the writ petitioner, he completed 12 years of service in the respondent-corporation and therefore, he is entitled to the stagnation increment. As the stagnation increment/Special Grade was not sanctioned to him, the present writ petition is filed.

The learned counsel for the petitioner contended that the total service rendered in the corporation has to be taken into consideration for granting stagnation increment/Special Grade.

On the other hand, the learned counsel for the respondent contended that as the petitioner has not completed 12 years of service in a particular region, he is not entitled for such benefits.

This Court in W.A.No.1301 of 2000, dated 20.10.2002, held that it is the total service rendered by the petitioner in the corporation that counts but not in the division or region. Following the above judgment, the total service of the petitioner has to be taken into consideration in granting stagnation increment/Special Grade. So, the respondents are directed to consider the case of the petitioner for granting stagnation/Special Grade increment, considering the total service rendered by him in the corporation, within a period of two months from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

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28.04.2005

Jsu

To

1. The Regional Manager, APSRTC, Warangal Region,

Warangal District.

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